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Official Form 1 (	(4/07)				Journer	ι ι	age I	01 3			
United States Bankruptcy Co Northern District of Illinois					ourt			Voluntary Petition			
Name of Debtor (i Waring, Doug			Middle):			Name	of Joint	Debtor (Spouse	e) (Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
Last four digits of xxx-xx-6986	Soc. Sec./Compl	ete EIN or oth	ner Tax I	D No. (if mo	ore than one, stat	e all) Last f	our digits	s of Soc. Sec./C	Complete EIN	or other Tax ID No. (if	more than one, state all
Street Address of Debtor (No. and Street, City, and State): 7465 N. Marshfield #2					Street	Street Address of Joint Debtor (No. and Street, City, and State):					
Chicago, IL ZIP Code 60626					_	ZIP Code					
County of Residence or of the Principal Place of Business:  Cook					Coun	County of Residence or of the Principal Place of Business:					
Mailing Address of	f Debtor (if diffe	rent from stre	et addres	s):		Maili	ng Addre	ss of Joint Deb	otor (if differen	nt from street address):	
				Г	ZIP Code						ZIP Code
Location of Princip (if different from s						<u> </u>					<u> </u>
(Check one box)  ■ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP)  □ Partnership  □ Other (If debtor is not one of the above entities, check this box and state type of entity below.)			eal Estate as 101 (51B)  oker  empt Entity  c, if applicable exempt org of the Unite-	the Petition  Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13  Pole ganization ed States  the Petition  The Petition  Debts are primarily consumer defined in 11 U.S.C. § 101(8) "incurred by an individual primarily consumer defined in 11 U.S.C. § 101(8)			Petition is Fil	as business debts.			
is unable to pay  Filing Fee waiv	attached e paid in installn pplication for the y fee except in ir	e court's consinstallments. Repplicable to ch	ble to ind deration ule 1006 apter 7 in	certifying t (b). See Offi ndividuals (	that the debt icial Form 3A only). Must	or Check	Debtor c if: Debtor to insid c all appli A plan Accepta	is a small busing is not a small busing is aggregate no ers or affiliates icable boxes: is being filed wances of the pla	oncontingent list are less than with this petition an were solicited.	defined in 11 U.S.C. § or as defined in 11 U.S. quidated debts (exclude \$2,190,000.	ing debts owed
Estimated Number	es that funds will es that, after any o funds available	l be available exempt prope	erty is exc	cluded and	administrati		es paid,	1- OVER	THIS	SPACE IS FOR COURT	USE ONLY
49 ■	99 199	999	5,000	10,000	25,000	50,000	100,000				
Estimated Assets  \$0 to \$10,000	\$100	001 to ,000	\$100 \$1 m	0,001 to nillion		000,001 to 0 million	_	More than \$100 million			
Estimated Liabilities  \$0 to \$50,000	_	001 to ,000	□ \$100 \$1 m	0,001 to		000,001 to 0 million		More than \$100 million			

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Official Form 1 (4/07) Page 2 of 9 FORM B1, Page 2

Voluntary Petition Name of Debtor(s):

Waring, Douglas Malcolm

Voluntary	Petition	Name of Debtor(s): Waring, Douglas Malcolm			
(This page mus	st be completed and filed in every case)				
	All Prior Bankruptcy Cases Filed Within Last				
Location Where Filed:	- None -	Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
Pen	nding Bankruptcy Case Filed by any Spouse, Partner, or				
Name of Debto		Case Number:	Date Filed:		
District:		Relationship:	Judge:		
	Exhibit A	(To be completed if debtor is an individual	xhibit B I whose debts are primarily consumer debts.)		
forms 10K ar pursuant to S and is reques	leted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 string relief under chapter 11.)	I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).			
☐ Exhibit 1	A is attached and made a part of this petition.	X Signature of Attorney for Debto (s Melvin J. Kaplan, Bennet	(Late) t A. Kahn, Rae Kaplan		
		ibit C			
	r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	pose a threat of imminent and identifiable	e harm to public health or safety?		
Exhibit I	leted by every individual debtor. If a joint petition is filed, each D completed and signed by the debtor is attached and made a	a part of this petition.	a separate Exhibit D.)		
	Information Regardin	g the Debtor - Venue			
	(Check any ap Debtor has been domiciled or has had a residence, principal days immediately preceding the date of this petition or for	oplicable box) al place of business, or principal asse	ts in this District for 180		
	There is a bankruptcy case concerning debtor's affiliate, ge				
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	cipal place of business or principal as s in the United States but is a defenda the interests of the parties will be serv	ssets in the United States in an action or ed in regard to the relief		
	Statement by a Debtor Who Resides (Check all app	licable boxes)	: •		
_	Landlord has a judgment against the debtor for possession	n of debtor's residence. (If box checked	, complete the following.)		
	(Name of landlord that obtained judgment)	<del></del>			
			ं. भ		
	(Address of landlord)	······			
0	Debtor claims that under applicable nonbankruptcy law, the permitted to cure the entire monetary default that gave rise possession was entered, and	here are circumstances under which te to the judgment for possession, afte	he debtor would be r the judgment for		
	Debtor has included in this petition the deposit with the coafter the filing of the petition.	ourt of any rent that would become de	ue during the 30-day period		

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

Procedure may result in fines or imprisonment or both 11 U.S.C.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy

§110; 18 U.S.C. §156.

Printed Name of Authorized Individual

Title of Authorized Individual

Date

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Official Form 1, Exhibit D (10/06)

#### United States Bankruptcy Court Northern District of Illinois

In re	Douglas Malcolm Waring	Case No.		
		Debtor(s) Chapter	7	

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

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### Official Form 1, Exh. D (10/06) - Cont.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or
through the Internet.);
☐ Active military duty in a military combat zone.
□ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling
requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
1 certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor:
Douglas Malcolin Waring
Date: (.12107   )

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

### <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bansuptov Code.

Melvin J. Kaplan, Bennett A. Kahn, Rae Kaplan

Printed Name of Attorney

Address:

14 E. Jackson Blvd.

Suite 1200

Chicago, IL 60604

(312)294-8989

Certificate of Debtor

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Douglas Malcolm Waring

Printed Name(s) of Debtor(s)

Case No. (if known)

X

Signature of Debtor

X

Signature of Joint Debtor (if any)

Date

Acorn Property Mgmt. 1819 W. Grand Chicago, IL

Auto One Acceptance 5550 IBJ Freeway 901 Dallas, TX 75240

Chase Cardmember Service P.O. Box 15153 Wilmington, DE 19886-5153

Internal Revenue Service c/o United States Attorney 219 S. Dearborn Chicago, IL 60604

Internal Revenue Service c/o Uniter States Attorney 219 S. Dearborn Chicago, IL 60604

Internal Revenue Service District Director Stop 5013 CHI P.O. Box 745 Chicago, IL 60690

Internal Revenue Service c/o D. Patrick Mullarkey P.O. Box 55 Ben Franklin Station Washington, DC 20044

Internal Revenue Service District Counsel 200W. Adams, Ste. 2300 Chicago, IL 60606

Internal Revenue Service\*
P.O. Box 21125
Philadelphia, PA 19114

Kmart Retail Services P.O. Box 17298 Baltimore, MD 21297-1298 Kohl's 1920 W. 114th St. Cleveland, OH 44102

MBNA America P.O. Box 37271 Baltimore, MD 21297-3271

Sears P.O. Box 182149 Columbus, OH 43218-2149

U.S. Cellular P.O. Box 0203 Chicago, IL 60655-0203